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Vazquez, Brandon Vera, and Kyle Kingsbury*

(Additional counsel appear on signature page)

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA**

Cung Le, Nathan Quarry, and Jon Fitch, Brandon
Vera, Luis Javier Vazquez, and Kyle Kingsbury,
on behalf of themselves and all others similarly
situated,

Plaintiffs,

v.

Zuffa, LLC, d/b/a Ultimate Fighting
Championship and UFC,

Defendant.

Case No.: 2:15-cv-01045-RFB-(PAL)

**PLAINTIFFS' MOTION FOR LEAVE TO
LODGE MATERIALS UNDER SEAL**

1 Pursuant to Rules 5.2 and 26(c) of the Federal Rules of Civil Procedure, Local Rule IA 10-5(a),
2 and Section 14.3 of the Revised Stipulation and Protective Order (the “Protective Order”) issued in this
3 action on February 10, 2016 (ECF No. 217 at 15), Plaintiffs Cung Le, Nathan Quarry, Jon Fitch,
4 Brandon Vera, Luis Javier Vazquez, and Kyle Kingsbury on behalf of themselves and all others
5 similarly situated (collectively, “Plaintiffs”) hereby move this Court for leave to lodge certain
6 documents under seal related to Plaintiffs’ Opposition to Zuffa’s Motion for Summary Judgment.

7 Under Section 14.3 of the Protective Order, documents designated Confidential or Highly
8 Confidential – Attorneys’ Eyes Only “shall be provisionally lodged under seal with the Court, and
9 redacted papers shall be publicly filed. Within 5 days of the materials being lodged with the Court, the
10 Party claiming protection shall file a motion to seal setting forth the bases for sealing and proper
11 authority under *Kamakana v. City & County of Honolulu*, 447 F.3d 1172 (9th Cir. 2006), or some other
12 applicable authority.” ECF No. 217 at 15.

13 The documents referenced below (or portions thereof) have been designated or refer to materials
14 which have been designated Confidential or Highly Confidential – Attorneys’ Eyes Only by Defendant
15 or third parties. Accordingly, Plaintiffs seek leave to lodge the following documents under seal.

16 Plaintiffs do not believe Zuffa’s confidentiality designations subject to this motion meet the
17 applicable standard. However, solely for the limited reason that the material referenced, as they
18 currently stand, are still designated Confidential or Highly Confidential, Plaintiffs seek to file the
19 documents in question under seal, in accordance with the Protective Order. Plaintiffs continue to
20 reserve their right to challenge Zuffa’s confidentiality designations pursuant to Section 6.1 of the
21 Protective Order, and object to Zuffa’s efforts to seal these documents and the information contained in
22 them during the upcoming hearing on Plaintiffs’ Motion for Class Certification to the extent the Court
23 permits the use of these documents.

24 First, Plaintiffs seek to lodge under seal Plaintiffs’ Objections to Defendant Zuffa, LLC’s
25 Proposal to Introduce Certain Purported “Summary Exhibits” at the Hearing Concerning Plaintiffs’
26 Motion for Class Certification.

27 Second, Plaintiffs seek to lodge under seal Exhibit 7 to the Declaration of Patrick F. Madden,
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1 Esq. (“Madden Declaration”), which is a true and correct copy of purported Summary Exhibit No. 1
2 (referred to in Plaintiffs’ papers as “SE1”), produced by Zuffa on May 24, 2019.

3 Third, Plaintiffs seek to lodge under seal Exhibit 8 to the Madden Declaration, which is a true
4 and correct copy of purported Summary Exhibit No. 2 (referred to in Plaintiffs’ papers as “SE2”),
5 produced by Zuffa on May 24, 2019.

6 Fourth, Plaintiffs seek to lodge under seal Exhibit 9 to the Madden Declaration, which is a true
7 and correct copy of purported Summary Exhibit No. 3 (referred to in Plaintiffs’ papers as “SE3”),
8 produced by Zuffa on May 24, 2019.

9 Fifth, Plaintiffs seek to lodge under seal Exhibit 10 to the Madden Declaration, which is a true
10 and correct copy of purported Summary Exhibit No. 6 (referred to in Plaintiffs’ papers as “SE6”),
11 produced by Zuffa on May 24, 2019.

12 Sixth, Plaintiffs seek to lodge under seal Exhibit 11 to the Madden Declaration, which is a true
13 and correct copy of purported Summary Exhibit No. 7 (referred to in Plaintiffs’ papers as “SE7”),
14 produced by Zuffa on May 24, 2019.

15 Seventh, Plaintiffs seek to lodge under seal Exhibit 12 to the Madden Declaration, which is a
16 true and correct copy of purported Summary Exhibit No. 10 (referred to in Plaintiffs’ papers as
17 “SE10”), produced by Zuffa on May 24, 2019.

18 Eighth, Plaintiffs seek to lodge under seal Exhibit 13 to the Madden Declaration, which is a true
19 and correct copy of purported Summary Exhibit No. 11 (referred to in Plaintiffs’ papers as “SE11”),
20 produced by Zuffa on May 24, 2019.

21 Ninth, Plaintiffs seek to lodge under seal Exhibit 14 to the Madden Declaration, which is a true
22 and correct copy of purported Summary Exhibit No. 12 (referred to in Plaintiffs’ papers as “SE12”),
23 produced by Zuffa on May 24, 2019.

24 Tenth, Plaintiffs seek to lodge under seal Exhibit 15 to the Madden Declaration, which is a true
25 and correct copy of Exhibit 87 to Zuffa’s Opposition to Plaintiffs’ Motion for Class Certification
26 (referred to in Plaintiffs’ papers as “COE87”), ECF No. 540-91.

27 Eleventh, Plaintiffs seek to lodge under seal Exhibit 16 to the Madden Declaration, which is a
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1 true and correct copy of Exhibit 88 to Zuffa's Opposition to Plaintiffs' Motion for Class Certification
2 (referred to in Plaintiffs' papers as "COE88"), ECF No. 540-92.

3 Twelfth, Plaintiffs seek to lodge under seal Exhibit 17 to the Madden Declaration, which is a
4 true and correct copy of Exhibit 89 to Zuffa's Opposition to Plaintiffs' Motion for Class Certification
5 (referred to in Plaintiffs' papers as "COE89"), ECF No. 540-93.

6 Thirteenth, Plaintiffs seek to lodge under seal Exhibit 18 to the Madden Declaration, which is a
7 true and correct copy of Exhibit 92 to Zuffa's Opposition to Plaintiffs' Motion for Class Certification
8 (referred to in Plaintiffs' papers as "COE92"), ECF No. 540-96.

9 Plaintiffs have filed all of these documents under seal, in accordance with the Court's ECF
10 system, with the instant motion. Plaintiffs have publicly filed placeholders for or redacted versions of
11 these documents with the Court, and will serve un-redacted versions of these documents on Defendant,
12 in accordance with LR IC 4-1(c)(4).
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1 Dated: June 14, 2019

Respectfully Submitted,

2 By: /s/ Eric L. Cramer
3 Eric L. Cramer

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CERTIFICATE OF SERVICE

I hereby certify that on this 14th day of June, 2019 a true and correct copy of the **Plaintiffs' Motion for Leave to Lodge Materials Under Seal** was served via the United States District Court CM/ECF system on all parties or persons requiring notice.

/s/ Eric L. Cramer